

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION**

DIANE MURPHY,

Plaintiff,

v.

Case No. 1:05-cv-443-W

ADVANCE AMERICA CASH
ADVANCE CENTERS OF ALABAMA,

JURY DEMANDED

Defendant.

DEFENDANT'S UNOPPOSED MOTION TO CONTINUE PRETRIAL HEARING

Defendant, Advance America Case Advance Centers of Alabama, moves this Court to continue the pretrial hearing in this matter until on or about November 3, 2006. The pretrial hearing is currently scheduled for October 27, 2006. Defendant requests this continuance because one of its counsel, James Mulroy, will be having surgery the week the pretrial hearing is currently scheduled. Defendant further moves for a corresponding extension of the deadline for submitting the pretrial order. Plaintiff does not oppose this continuance. The grounds for this motion are set forth in the memorandum filed herewith.

Respectfully submitted,

By: s/ James R. Mulroy, II
James R. Mulroy, II (TN Bar #000098)
Kelly S. Gooch, Esquire (TN Bar # 14325)
LEWIS FISHER HENDERSON
CLAXTON & MULROY, LLP
6410 Poplar Avenue, Suite 300
Memphis, Tennessee 38119
Telephone: (901) 767-6160
E-mail: jrmulroy@lfhc.com

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that on October 11, 2006, I electronically filed the foregoing **DEFENDANT'S UNOPPOSED MOTION TO CONTINUE PRETRIAL HEARING** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Kenneth F. Gray, Jr., Esq.
Bret M. Gray, Esq.
Griffin & Associates
2100 River Haven Drive, Suite 1
Hoover, AL 35244

s/ James R. Mulroy, II
James R. Mulroy, II
Kelly S. Gooch
LEWIS FISHER HENDERSON
CLAXTON & MULROY, LLP
6410 Poplar Avenue, Suite 300
Memphis, Tennessee 38119
Telephone: (901) 767-6160
Facsimile: (901) 767-7411
E-mail: jrmulroy@lfhc.com

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